

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Attorney Docket N

SALK2190

In re Application of: O'Gorman et al.

Application No: 08/919,501 Filed: August 28, 1997

For: SITE-SPECIFIC RECOMBINATION IN **EUKARYOTES AND CONSTRUCTS USEFUL**

THEREFOR

Group Art Unit: 1633

Examiner: M. Wilson

Applicants hereby appeal to the Board of Appeals from the decision dated August 26, 1999 of the Examiner rejecting claims 1, 2, 4-10, 12-16, 18-26 and 28-44.

| 1. X C | X Appeal Fee (37 C.F.R. 1.17(e)) | | | | | |
|---------------|---|-------------------------|-----------------------------|----------|--|--|
| | | other than small entity | | \$300.00 | | |
| | X | small | entity | \$150.00 | | |
| | | | verified statement attached | | | |
| | verified statement previously filed on <u>February 17, 19</u> Application No. <u>08/919,501</u> . | | bruary 17, 1998 in U.S. | | | |

| 2 | Σ | A petition and fee for an extension of time for reply to the rejection is attached. | | | | | | | |
|---|----------|---|---------------------|----------|----------|------------|--|--|--|
| | Exten | sion Fee (| 37 C.F.R. 1.17(a) - | (c) | | | | | |
| | | other than small entity | | | | | | | |
| | | | \$110.00 | \$380.00 | \$870.00 | \$1,360.00 | | | |
| | X | small entity | | | | | | | |
| | | verified statement previously filed on <u>February 17, 1998</u> in U.S. Application No. <u>08/919,501</u> . | | | | | | | |
| | | | \$55.00 | \$190.00 | \$435.00 | \$680.00 | | | |

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| 3 | | A check for the sum of \$ is enclosed. |
|---|---|---|
| 4 | X | The Commissioner is hereby authorized to charge a Total Fee of \$663.00; \$150.00 of which covers the Notice of Appeal fee, \$78.00 for the additional claim and \$435.00 of which covers the fee for a |
| | | three-month extension of time fee, as well as any additional fees that may be required by this paper to Deposit Account No. <u>07-1895</u> . A duplicate copy of this Notice of Appeal is enclosed. |

2/28/60 Date

Stephen E. Reiter

Registration No.: 31,192 Attorney for Applicant Telephone: (858) 677-1409 Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1600 San Diego, California 92121-2189

| CERTIFICATION UNDER 37 CFR § 1.8 | | | | |
|---|-----------------|--|--|--|
| I hereby certify that the documents referred to as enclosed here Service as first class mail on this date | , addressed to: | | | |
| Stephen E. Reiter, Reg. No. 31, 192 (Name of person mailing paper) | | | | |
| Signature E. N | 728/00 Date | | | |